

United States District Court

Southern

DISTRICT OF

New York

Lashley Carney, et al.

First Amended

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: 05 Civ. 7672 (KMK) (JCF)

City of New York; Police Officers Freyre, John,
Mena, Gonzalez, Nelson, Chaparro, Does, Roes,
Hudson River Park Trust

TO: (Name and address of defendant)

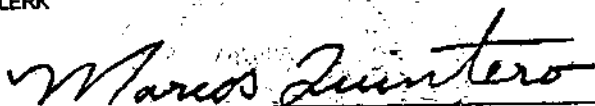
YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Jeffrey A. Rothman, Esq.
575 Madison Avenue, Suite 1006
New York, NY 10022

an answer to the complaint which is herewith served upon you, within 10 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

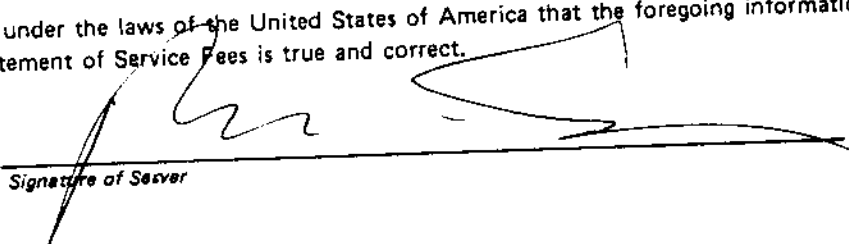


(BY) DEPUTY CLERK

NOV 28 2005

DATE

AO 440 (Rev. 5/85) Summons in a Civil Action

| | | | | | |
|---|--|---|---------------------------|--|--|
| P.O. BIENVENI MENA #7584 | | RETURN OF SERVICE | | 2120 Ryer Avenue-46th Pct. Bronx NY 10457 | |
| Service of the Summons and Complaint was made by me ¹ | | | DATE December 28, 2005 | | |
| NAME OF SERVER Richard Schacca | | | TITLE Process Server | | |
| Check one box below to indicate appropriate method of service | | | | | |
| <input type="checkbox"/> Served personally upon the defendant. Place where served: _____ | | | | | |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ | | | | | |
| <input type="checkbox"/> Returned unexecuted: _____ | | | | | |
| <input checked="" type="checkbox"/> Other (specify): <u>By leaving a copy with SERGEANT MASTRATA #5008</u> <u>Deponent also enclosed a copy of same in a pospaid sealed</u> <u>wrapper properly addressed to respondent and deposited said</u> <u>wrapper in a post office depository.</u> | | | | | |
| STATEMENT OF SERVICE FEES | | | | | |
| TRAVEL | | SERVICES | | TOTAL | |
| DECLARATION OF SERVER | | | | | |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> | | | | | |
| Executed on <u>January 3, 2006</u> <small>Date</small> | |  <small>Signature of Server</small> | | | |
| <u>Franklin Square NY 11010</u> <small>Address of Server</small> | | | | | |

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.